

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GPNE Corp.,

Plaintiff,

v.

APPLE INC.

Defendant.

Case No. 5:12-cv-02885-LHK

**DECLARATION OF ZACHARY R.
GATES IN SUPPORT OF GPNE CORP.'S
OPPOSITION TO APPLE'S MOTION
FOR PROTECTIVE ORDER (DKT. NO.
124) & OBJECTION TO PANTECH'S
JOINDER IN SAME (DKT. NO. 132)**

Date: January 7, 2014
Time: 10:00 AM
Place: Courtroom 5, 4th Floor
Judge: Hon. Paul S. Grewal

**DECLARATION OF ZACHARY R. GATES IN SUPPORT OF
GPNE CORP.'S OPPOSITION TO APPLE'S MOTION FOR PROTECTIVE ORDER
(DKT. NO. 124) & OBJECTION TO PANTECH'S JOINDER IN SAME (DKT. NO. 132)**

I, Zachary R. Gates, declare as follows:

1. I am an associate with the firm Burns & Levinson LLP, counsel of record in Case No. 5:12-cv-02885-LHK for Plaintiff GPNE Corp. I am a member of the Bars of the States of Vermont and New Hampshire and the Commonwealths of Pennsylvania and Massachusetts, and have been admitted *pro hac vice* for this action in this Court. I have personal knowledge of the matters stated in this Declaration and would testify truthfully to them if called upon to do so.
2. Attached hereto as Exhibit 1 is a true and correct copy of a court order dated December 13, 2011, from the District of Minnesota in *AGA Medical Corp. v. W.L. Gore & Associates*, Case No. 10-cv-3734 (JNE/JSM) (D. Minn. Dec. 13, 2011).

1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct. Executed at Boston, Massachusetts this 4th day of December,
3 2013.

4 /s/ Zachary R. Gates
5 Zachary R. Gates

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